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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

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# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 018547019420

First Inventor

Lockhardt, David J.

Title

NUCLEIC ACID ANALYSIS TECHNIQUES

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Express Mail Label No.

EL630584165US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning design patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)  
Applicant claims small entity status.  
See 37 CFR 1.27.
2. ☐ Specification [Total Pages 168]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C.113) [Total Sheets 47]
5. ☐ Oath or Declaration [Total Pages]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)
  - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

## ADDRESS TO

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☒ paper number of pages 12
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATIONS PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. §3.73(b) Statement of Power of Attorney (when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations]
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No: 08 / 882,649

Prior application information: Examiner S. W. Houtteman

Group Art Unit: 1655

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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Joe Liebeschuetz

Registration No. (Attorney/Agent)

37,505

Signature

*Joe Liebeschuetz*

Date

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PA 3145901 v1

**PATENT APPLICATION**  
**NUCLEIC ACID ANALYSIS TECHNIQUES**

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"Express Mail" Label No. EL6305854165US

Date of Deposit June 12, 2001

PATENT

Attorney Docket No.: 018547019420

Client Reference No.: 3014.1

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 on the date indicated above and is addressed to:

Assistant Commissioner for Patents

Washington, D.C. 20231

By: *Patricia Hernandez*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

DAVID J. LOCKHART et al.

Application No.: Unassigned

Filed: Herewith

For: NUCLEIC ACID ANALYSIS  
TECHNIQUES

Examiner: S.W. Houtteman

Art Unit: 1655

REQUEST TO REFERENCE  
PREVIOUSLY FILED IDENTICAL  
COMPUTER READABLE COPY  
ACCORDING TO 37 CFR 1.821(e)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The paper copy of the Sequence listing in the above-referenced application is identical to the computer readable copy of the Sequence listing filed in application no. 08/882,649, filed June 25, 1997. In accordance with 37 CFR 1.821(e), please use the first computer readable form filed in application no. 08/882,649 as the computer readable form for the above-referenced application. It is understood the Patent and Trademark Office will make the necessary change in application number and filing date for the above-referenced application. A paper copy of the Sequence Listing is included in a separately filed preliminary amendment for incorporation into the specification.

Respectfully submitted,

*Joe Liebeschuetz*

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Reg. No. 37,505

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